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## **Gilbert Announces Final Passage of Legal Birth Definition Act**

LANSING -- The Michigan Senate today gave final passage to Senate Bill 395, creating the Legal Birth Definition Act. The legislation seeks to protect infants by clearly establishing the point at which they become legally protected individuals.

The bill establishes that legal birth (when legal personhood and rights commence for a human being) is at the point when any part of the live child has been delivered outside the mother's body and demonstrates a detectable heartbeat, evidence of breathing, or evidence of spontaneous movement.

"It is high time that we as lawmakers dealt with this issue," State Sen. Jud Gilbert said. "One of the most important roles the legislature plays is to insure the most vulnerable in our society are protected. This bill will help to accomplish that goal."

The legislation, in effect, will prevent partial birth abortions from taking place, a procedure in which a live human being is destroyed when the child is partially out of the mother's body.

In *Roe v. Wade* and the legal decisions that followed it, the U.S. Supreme Court established that a fully born child is afforded full constitutional rights, and that a child within his or her mother is not a legally-protected person. However, no court has ever sought to define the term "unborn" or bar states from defining "born." Senate Bill 395 clarifies this ambiguity, establishing a bright line between when pregnancy ends and birth begins.

SB 395 now heads to the governor for her consideration.

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